

Case Information

HAWKINS VS GEORGIA UNITED CREDIT UNION

23-A-02268-9

| | | | |
|---------------------------|----------------|----------------------|-----------------|
| Location | Case Category | Case Type | Case Filed Date |
| Gwinnett - Superior Court | Civil | Other General Civil* | 3/20/2023 |
| Judge | Case Status | | |
| Mason, Tracey D | Open (Pending) | | |

Parties ²

| Type | Name | Nickname/Alias | Attorneys |
|-----------|-----------------------------|----------------|-----------|
| Plaintiff | BRITTANY HAWKINS | | Pro Se |
| Defendant | GEORGIA UNITED CREDIT UNION | | Pro Se |

Hearings ²

| Date/Time | Hearing Type | Judge | Location | Result |
|-------------------|---------------------|-----------------|----------|----------------------|
| 6/8/2023 09:30 AM | No Service Calendar | Mason, Tracey D | 202 | Canceled - Per Judge |
| 7/6/2023 09:30 AM | No Service Calendar | Mason, Tracey D | 202 | Canceled - Other |

Events ⁸

| Date | Event | Type | Comments | Documents |
|-----------|---------|------------------------------------|----------|----------------------------------------|
| 3/20/2023 | Filing | Summons | | Summons.tif |
| 3/20/2023 | Filing | Order to Proceed in Forma Pauperis | | Order to Proceed in Forma Pauperis.tif |
| 3/20/2023 | Filing | Petition | | Petition Filed.tif |
| 3/21/2023 | Filing | Request to Proceed As Pauper | | Petition Filed.tif |
| 5/26/2023 | Filing | AMENDED COMPLAINT/PETITION | 1 | bh1.pdf |
| 6/8/2023 | Hearing | No Service Calendar | - | - |
| 6/30/2023 | Filing | Sheriff/Marshall's Service | | Sheriffs Entry of Service.tif |
| 7/6/2023 | Hearing | No Service Calendar | - | - |

In the Superior Court of Gwinnett County
State of Georgia

CLERK'S OFFICE
CLERK SUPERIOR COURT
GWINNETT COUNTY, GA

2023 MAR 20 AM 10: 57

TIANA P. GARNER, CLERK

Case #:

23A 02268-9

Plaintiff: Brittany Hawkins

vs.

Defendant: Georgia United Credit Union

Civil Petition
Title of Document

What you want the Court/Judge to know

Hi,

(mskep)

My name is Brittany Hawkins and I work for GUCU[↑] for a little over 5yr, and recently have been on FMLA intermitt. During Throughout my employment I have encountered bullying from other Team member and management + upper management. For the past two yrs. I have white under FMLA for disability I have been harassed on and off work premise, ongoing, Stalking my personal use/activity on my phone to that I have NOT been able to make call privately. Any transaction or activity use of my phone, I later would
Pg. 1


conti...

get calls from members about or information that is being discussed on personal phone calls; I would get mbe that would call in asking about or personal questions that has nothing to do with financial help or their accounts. IT HAS CAUSE GREAT EMOTIONAL DISTRESS AND STRESS to my health where I have been unable to work.

~~Secondly~~

Secondly, I have made police reports of these incidents but it has continued. I ~~am~~ have been unable to get legal help (attorneys) due to any company; law firm I call regarding my situation, the GUCU knows about ~~the~~ from phone use/activities that I am AUTOMATICALLY Decline to assist me, with No Reason giving.

I Need HELP, due to I am fearful of my safety + my child's safety. They have also had other move into my apartment building and the situation; occurrence continue to get worse!!!


Brittany Hawkins
P.O. Box 1532 Pine Lake, GA 30122
(404) 468-4358
bhawkins00003@gmail.com

IN THE SUPERIOR COURT OF GWINNETT COUNTY
STATE OF GEORGIA

FILED IN OFFICE
CLERK SUPERIOR COURT
GWINNETT COUNTY, GA

2023 MAR 20 AM 10:56

TIANA P. GARNER, CLERK

CIVIL ACTION
FILE NO. 23A 02268-9

Brittany Hawkins

Plaintiff,

v.

Georgia United Credit
Union

Defendant(s).

AFFIDAVIT OF ELIGIBILITY TO PROCEED IN FORMA PAUPERIS

I, Brittany Hawkins, do hereby swear
or affirm that I am the [☒] Plaintiff [☐] Defendant in the above styled case and that
because of my indigent status, I am unable to pay the costs of this proceeding.

***I declare under penalty of perjury that the responses I have made to all
questions set forth in this Affidavit, specifically relating to my ability to pay the
costs of this proceeding, are true and correct.***

This 17 day of March, 2023.

Signature

Print name:

Brittany Hawkins

Sworn to and subscribed before me

this _____ day of _____, 20____

Notary Public

Sworn to and subscribed before me

this _____ day of _____, 20____

Deputy Clerk of Superior Court

AFFIDAVIT, Page 3**Social Security Disability Income (SSDI)**[] Yes [☒] No

Amount Received per Month: \$ _____

Temporary Assistance to Needy Families (TANF)[] Yes [☒] No

Amount Received per Month: \$ _____

Supplemental Nutrition Assistance Program (SNAP)[] Yes [☒] No

Amount Received per Month: \$ _____

Unemployment Benefits[] Yes [☒] No

Amount Received per Month: \$ _____

Medicaid[] Yes [☒] No

Amount Received per Month: \$ _____

Public Housing Assistance[] Yes [☒] No

Amount Received per Month: \$ _____

Do you receive any other kind of public assistance?[] Yes [☒] No

Amount Received per Month: \$ _____

TOTAL AMOUNT OF PUBLIC ASSISTANCE RECEIVED PER MONTH, IF ANY:\$ 0**D. MONTHLY INCOME**

1. Are you currently employed?

[☒] Yes [] No

If yes, please list name(s) and phone number(s) of your employer(s), as well as monthly income/wages.

Employer NameBHCUPhone(770) 476-6400Amount Paid per Month\$2200 + incentive
sometimes**TOTAL AMOUNT OF INCOME RECEIVED PER MONTH, IF ANY: \$ _____**

2. Do you receive any income from any other source?

[] Yes [☒] No

If yes, please list all other income sources on the following page.

AFFIDAVIT, Page 4**Workers Compensation Benefits**[] Yes ☒ No

Amount Received per Month: \$ _____

Insurance Benefits/Proceeds[] Yes ☒ No

Amount Received per Month: \$ _____

Pension/Retirement Income[] Yes ☒ No

Amount Received per Month: \$ _____

Child Support Payments[] Yes ☒ No

Amount Received per Month: \$ _____

Alimony Payments[] Yes ☒ No

Amount Received per Month: \$ _____

**TOTAL AMOUNT OF INCOME FROM OTHER SOURCES
RECEIVED PER MONTH, IF ANY:**

\$ _____

E. ASSETS

1. Do you have a checking account?

☒ Yes [] NoIf so, at what financial institution: WFWhat is the current balance in your account: \$ under \$200

2. Do you have a savings account?

☒ Yes [] NoIf so, at what financial institution: NFCWWhat is the current balance in your account: \$ 10.00

3. Do you own any car(s), truck(s), van(s) or other vehicle(s)?

[] Yes ☒ No

Make: _____ Model: _____ Year: _____

What is the approximate value of the vehicle: \$ _____

Make: _____ Model: _____ Year: _____

What is the approximate value of the vehicle: \$ _____

4. Do you own a home or other real estate?

[] Yes ☒ NoAddress: _____
Street City State Zip Code

What is the approximate value of the property: \$ _____

How much do you owe on the property (mortgage balance): \$ _____

AFFIDAVIT, Page 5

5. Do you own any valuable items of personal property, such as TV sets, stereos, stocks or bonds, jewelry, furs, or other items? (Do not include clothing, furniture, or household appliances such as stoves or refrigerators.)

☒ Yes ☐ No

If yes, please describe below:

Description

Value

TV

?

\$ _____

\$ _____

\$ _____

Total: \$ _____

F. LIABILITIES

1. List all debts owed over \$100 and all payments which you must make on a regular basis.

Include house payments, rent, child support or alimony payments, charge account payments, loan payments and any other payment which you must make on a regular basis.

Do **not** include ordinary expenses such as food, clothing, utility bills and similar items.

Source of Debt

Total Amount Owed

Monthly Payment

Rent

\$900 +

\$983 - 10/15th tr

Utilities

\$300

min pmt

Phone bills

\$200

min pmt

Credit Card Debt

\$10k +

min pmt

Total: \$ 2000 +

2. Do you have any unusual or extraordinary expenses or circumstances such as large medical bills which are not listed above?

☒ Yes ☐ No

If yes, please describe below:

Source of Debt

Total Amount Owed

Monthly Payment

Medical bill

\$8k +

0 unpaid

Total: \$ _____

AFFIDAVIT, Page 6

3. Are there any other circumstances which render you unable to pay the costs of this action and are not fully explained above: (e.g. disability, illness, etc.) _____

5 ☒ Yes ☐ No

If yes, use the space below to explain your circumstances.

Include any facts which will help the Court determine whether you can afford to pay the required fee(s).

I am currently diagnose w/ multiple stenosis to my neck and lower spine and make it difficult to work comfortably and find it parent w/ no assistance w/ food / car. Any additional funds after bill goes toward food + personal items for my child.

Thanks in Advance,

| | | |
|----------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><u>Berthany Hankins</u> Plaintiff(s)</p> <p>v.</p> <p><u>Georgia United Credit Union</u> Defendant(s)</p> | <p>GWINNETT SUPERIOR COURT STATE OF GEORGIA</p> <p>ORDER TO PROCEED IN FORMA PAUPERIS</p> <p>CIVIL ACTION FILE NO: 2023 MAR 20 AM 10: 56</p> <p>23A 02268-9</p> | <p>FILED IN OFFICE CLERK SUPERIOR COURT GWINNETT COUNTY, GA</p> <p>2023 MAR 20 AM 10: 56</p> <p>TIANA P. GARNER, CLERK</p> |
|----------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------|

ORDER UPON AFFIDAVIT OF ELIGIBILITY
TO PROCEED IN FORMA PAUPERIS

Before the Court is Plaintiff's Affidavit of Eligibility to Proceed *in Forma Pauperis*. Pursuant to the requirements of O.C.G.A. § 9-15-2, and in consideration of Plaintiff's Affidavit, the documents relative to the financial situation of the Plaintiff (if any), as well as all other initial pleadings, including the Statement of Claim, Affiant's request to proceed *in forma pauperis* is:

☒ **HEREBY GRANTED.** After considering the Poverty Guidelines established by the U.S. Department of Health and Human Services at 125% or less of the poverty level, and based upon the size of the family unit, it appears to the Court that the Affiant is unable to pay the filing fees associated with this action. Therefore, the Affiant's pleadings shall be filed, and the Affiant shall be relieved from paying the filing fee, Sheriff's service fee, and, if a judgment is awarded to the Plaintiff, any fees associated with the issuance of a fi fa and post judgment interrogatories.

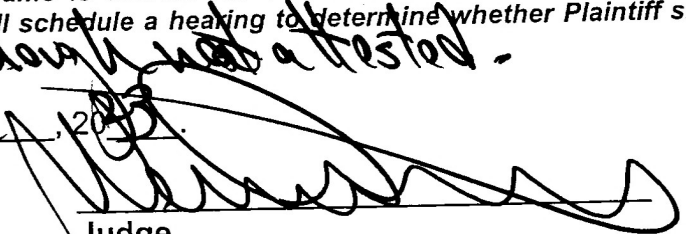
☐ **HEREBY DENIED BASED ON FINANCIAL GUIDELINES.** Following a hearing during which the Court took sworn testimony from the Plaintiff regarding the contents of his/her Affidavit of Indigence, the Court finds that the Affiant has *not* demonstrated that he/she is unable to pay the filing fee and associated costs of this action based upon the Poverty Guidelines established by the U.S. Department of Health and Human Services at 125% or less of the poverty level, considering the size of the family unit; therefore, the Affiant shall not be relieved from paying the filing fee, Sheriff's service fee, or other required Court costs.

*The hearing took place in Courtroom ____ of the Gwinnett County Justice and Administration Center on: [] the date of the Order; or [] the ____ day of _____, 20____.

☐ **HEREBY DENIED BASED ON A COMPLETE ABSENCE OF ANY JUSTICIABLE ISSUE OF LAW OR FACT.** Pursuant to O.C.G.A. § 9-15-2(d), the Court finds that the pleading filed by the Affiant shows in its face such a complete absence of any justiciable issue of law and/or fact that it cannot reasonably be believed that the Court could grant any relief against any party named in the pleading.

A copy of this Order shall be served on the opposing party(ies) along with the Complaint. Pursuant to O.C.G.A. §9-15-2(b), any other party at interest may contest the truth of the affidavit of indigency by verifying under oath that the same is untrue. In the event any interested party files a traverse challenging this Order, the Court shall schedule a hearing to determine whether Plaintiff shall be required to pay costs.

This 20th day of March, 2023.


Judge

Gwinnett Superior Court

IN THE SUPERIOR COURT OF GWINNETT COUNTY

STATE OF GEORGIA

Brittany Hawkins

FILED IN OFFICE
CLERK SUPERIOR COURT
GWINNETT COUNTY, GA

2023 MAR 20 AM 10:56

TIANA P. GARNER, CLERK
CIVIL ACTION
NUMBER: _____

PLAINTIFF

23A 02268-9

VS.

Georgia United
Credit Union

DEFENDANT

SUMMONS

TO THE ABOVE NAMED DEFENDANT:

You are hereby summoned and required to file with the Clerk of said court and serve upon the Plaintiff's attorney, whose name and address is:

an answer to the complaint which is herewith served upon you, within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

This 20 day of March, 2023.

Tiana P. Garner
Clerk of Superior Court

By Calan Greath
Deputy Clerk

INSTRUCTIONS: Attach addendum sheet for additional parties if needed, make notation on this sheet if addendum sheet is used.

In the Superior Court of Gwinnett County
State of Georgia

23-A-02268-9

Case #: 23-A-02268-9

Plaintiff: Brittany Hawkins

vs.

Defendant: Georgia United Credit Union

~~& Addendum:~~
& Amended

Civil Petition
Title of Document

What you want the Court/Judge to know

Hi,

(mskep)

My Name is Brittany Hawkins and I work for GUCU[↑] for a little over 5yr, and recently have been on FMLA intermitt. During Throughout my employment I have encountered bullying from other Team member and management + upper management. For the past two yrs. I have while under FMLA for disability I have been harassed on and off work premise, ongoing, Stalking my personal use/activity in my phone to that I have NOT been able to make call private. In transactions or activity use of my phone, I later would


cont:

get calls from members about or information that is being discussed on personal phone calls; I would get mbe that would call in asking about or personal questions that has nothing to do with financial help or their accounts. IT HAS CAUSE GREAT EMOTIONAL DISTRESS AND STRESS to my health where I have been unable to work.

Secondly

Secondly, I have made police reports of these incidents but it has continued. I ~~am~~ have been unable to seek legal help (attorneys) due to any company; law firm I call regarding my situation, the GNCU knows about ~~the~~ from phone use/activities that I am AUTOMATICALLY Decline to assist me, with No Reason giving.

I Need HELP, due to I am fearful of my safety + my child's safety. They have also had other move into my apartment building and the situation; occurrence continue to get worse!!!



 Brittany Hawkins
 P.O. Box 1532 Pine Lake, GA 30022
 (404) 468-4358
 bhawkins00003@gmail.com

Conti..

Also, Suit is for pain and suffering damages
and any legal fee for Attorney and court.

Suing amount asking for damage is \$20,000-\$30,000

*Also, have filed with EEOC and Letter of Rights.
~~for~~


Brittany Hankins
P.O. Box 1532
Pine Lake, GA 30072
(404) 468-4358
bhankins00003@gmail.
com

Civil Action No. 23-A-02268-9
 Date Filed 03/17/2023

Magistrate Court ☐
 Superior Court ☐
 State Court ☐
 Georgia, Gwinnett County

Bethany Hawkins

Attorney's Address

Bethany Hawkins
P.O. Box 1532 Pine Lake, GA 30072

Name and Address of party to be served.

Georgia United Credit Union
6705 Sugarloaf Pkwy
Duluth, GA 30091

Plaintiff

Georgia United Credit Union

Defendant

Garnishee

Sheriff's Entry Of Service

Personal ☐

I have this day served the defendant _____ personally with a copy of the within action and summons.

Notorious ☐

I have this day served the defendant _____ by leaving a copy of the action and summons at his most notorious place of abode in this County.

Delivered same into hands of _____ described as follows
 age, about _____ years; weight, about _____ pounds; height, about _____ feet and _____ inches; domiciled at the residence of defendant.

Corporation ☒

Served the defendant Georgia United Credit Union a corporation
 by leaving a copy of the within action and summons with Heather Jenkins Senior Deposit Services Spec.
 in charge of the office and place of doing business of said Corporation in this County.

Tack & Mail ☐

I have this day served the above styled affidavit and summons on the defendant(s) by posting a copy of the same to the door of the premises designated in said affidavit, and on the same day of such posting by depositing a true copy of same in the United States Mail, First Class in an envelope properly addressed to the defendant(s) at the address shown in said summons, with adequate postage affixed thereon containing notice to the defendant(s) to answer said summons at the place stated in the summons.

Non Est ☐

Diligent search made and defendant _____ not to be found in the jurisdiction of this Court.

This 20 day of June 2023
1:20 P.M.

Sgt. Collins 50500
 Deputy

Sheriff Docket _____ Page _____

Gwinnett County, Georgia

WHITE: Clerk

CANARY: Plaintiff / Attorney

PINK: Defendant

Gwinnett County Sheriff's Office
Cover Sheet



Sheriff #: 23016744



Person Served: GEORGIA UNITED CREDIT UNION
6705 SUGARLOAF PARKWAY
DULUTH GA 30097
PHONE:

Process Information:

Date Received: 05/30/2023
Assigned Zone: 30097 Court Case #: 23-A-02268-9
Expiration Date: Hearing Date:
Paper Types: COMPLAINT
Notes/Alerts:

Notes:

